

# HOUSE . . . . . No. 4871

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## The Commonwealth of Massachusetts

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By Mr. Murphy of Burlington, for the committee on Ways and Means, on House, No. 4557, a Bill relative to the registration and inspection of street rods and custom vehicles (House, No. 4871). July 12, 2010.

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FOR THE COMMITTEE:

NAME:	DISTRICT/ADDRESS:
Charles Murphy	21st Middlesex

# The Commonwealth of Massachusetts

In the Year Two Thousand and Ten

An Act relative to the registration and inspection of street rods and custom vehicles.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Chapter 90 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by inserting after section 2G the following section:-

Section 2H. (a) For purposes of this section and section 33, the following terms shall, unless the context clearly requires otherwise, have the following meanings:

“Custom vehicle”, a motor vehicle for which the year of manufacture is after 1948, for which the model year is at least 25 years old and that has been altered from the manufacturer’s original design or has a body constructed from non-original materials.

“Model year” or “year of manufacture”, the model year indicated on a motor vehicle’s certificate of origin or, if there is no such certificate, the model year the body of such vehicle resembles.

“Replica vehicle”, a motor vehicle constructed or assembled by a non-manufacturer from new or used parts that when assembled replicates an earlier year, make and model vehicle.

“Specially constructed vehicle”, a motor vehicle reconstructed or assembled by a non-manufacturer from new or used parts that has an exterior that does not replicate or resemble any other manufactured vehicle.

“Street rod”, a motor vehicle for which the year of manufacture is prior to 1949, and which has been altered from the manufacturer’s original design or has a body constructed from non-original materials.

(b) The issuance of certificates of registration and number plates for street rods, replicas, specially constructed vehicles and custom vehicles shall be in accordance with this section.

(c) Street rods, replicas, specially constructed vehicles and custom vehicles shall not be considered antique motor cars and shall not be eligible for registration pursuant to section 6A.

(d) Replica vehicles shall be titled as the year in which the vehicle was built and the make, model and year of the vehicle intended to be replicated. A label of "Replica" shall be applied to the title and registration card. Custom vehicles and street rods shall be titled as the year in which the vehicle was built and an appropriate description of the vehicle including make, model and model year; provided that the model year of a custom vehicle and street rod vehicle shall continue to be recognized as the manufacturer's assigned model year; and provided further that the manufacturer's name shall continue to be used as the make with a label of "street rod" or "custom vehicle" applied to the title and registration card. Specially constructed vehicles shall be titled and registered showing the make as "specially constructed" and the year the vehicle was built shall be the vehicle model year.

SECTION 2. Section 33 of said chapter 90, as so appearing, is hereby amended by adding the following paragraph:-

(37) For the registration of every street rod, replica vehicle, specially constructed vehicle or custom vehicle, as defined in section 2H.

SECTION 3. Subsection (b) of section 142M of chapter 111 of the General Laws, as so appearing, is hereby amended by inserting after the third paragraph the following paragraph:-

Specially constructed vehicles and replica vehicles, as defined and registered pursuant to section 2H of chapter 90, which are registered on or before June 30, 2011 shall receive an emissions waiver certificate; provided that upon registration the applicant certifies that the vehicle shall be driven not more than 2,000 miles annually. Specially constructed vehicles and replica vehicles, as so defined, registered after June 30, 2011 shall be subject to emission control requirements based on the model year and configuration of the engine installed in the specially constructed or replica vehicle, whether the engine is an original equipment manufacturer's production engine, rebuilt engine or crate engine. Regulations relative to emissions compliance for replica or specially constructed vehicles registered after June 30, 2011 may establish maximum limits on the annual number of vehicle miles traveled by these vehicles; provided, however that that the limit on the annual number of vehicle miles traveled shall not be less than 3,000 miles per year. If the model year of the engine installed in the specially constructed or replica vehicle requires an onboard diagnostic system, the vehicle shall be subject to an onboard diagnostic system emissions test applicable to the certified configuration, including any exclusions or exemptions otherwise granted to that certified configuration.